



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3747
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Applicant(s): Eriksson et al.

Examiner: Castro, A.

Serial No.: 09/831,435

Group Art Unit: 3747

Filing Date: August 21, 2001

Dated: October 25, 2004

For: A METHOD AND DEVICE
FOR AN EGR-SYSTEM AND... Docket : 821-33

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO CORRECT AND REISSUE OFFICE ACTION

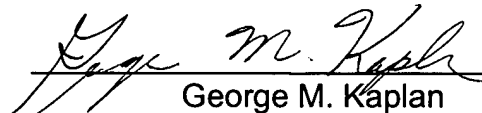
Pursuant to 37 C.F.R. § 1.181 and M.P.E.P. §§ 1002.02(c)(3)(i) and 710.06, it is respectfully petitioned the Office Action mailed August 24, 2004 by the Patent and Trademark Office be corrected and reissued, for the following reasons.

Attached is a copy of a Request to correct and reissue the Office Action and which was filed, by facsimile, on Tuesday, September 14, 2004 (within one month of mailing of the Office Action), together with a copy of confirmation of receipt of this Request by the Patent and Trademark Office on September 14, 2004. To date, no response to this Request has been received by the office of the undersigned.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date October 25, 2004 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

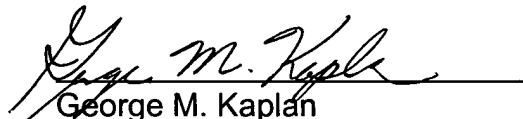
October 25, 2004
Date:


George M. Kaplan

Accordingly, the present Petition is being filed within two months of issuance of the Office Action on August 24, 2004 to preserve all rights of the Applicant. It is therefore respectfully requested the enclosed Petition be granted with the Office Action corrected to act upon pending Claims 36, 45 and 46 and a new response term set to run from mailing of the corrected Office Action.

A petition fee in the amount of \$130 is enclosed by check, in accordance with 37 C.F.R. §1.17(h). It is respectfully requested this petition fee be refunded, should the enclosed Petition be granted. In this regard, please charge any deficiencies or credit any overpayments to Deposit Account no. 04-1121. Two copies of this sheet are enclosed.

Respectfully submitted,


George M. Kaplan
Reg. No. 28,373
Attorney for Applicant(s)

DILWORTH & BARRESE, LLP
333 Earle Ovington Blvd.
Uniondale, NY 11553
(516) 228-8484
(516) 228-8516 (FAX)

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DILWORTH BARRESE

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DILWORTH & BARRESE, LLP

ATTORNEYS AT LAW

PETER C. DILWORTH
ROBERT S. BARRESE
PAUL J. PARNELL
OF COUNSEL
JOHN R. FICALESKY

300 BAYLE O'NEILL BOULEVARD
UNIONDALE, NEW YORK 11553
TELEPHONE (516) 228-8484

FACSIMILE (516) 228-4975
e-mail: lp@dilworthbarrese.com

ALEXANDER T. GALLAGHER
GEORGE M. KAPLAN
MICHAEL J. MUSELLA
WENDY A. GREENBERG
MICHAEL S. CARON

DOUGLAS M. O'NEILL
JOHN E. GALLAGHER II
JEFF KERSHNER
JONATHAN KEMP
ELIZABETH M. STOVER

*ADMITTED IN CONNECTICUT
*ADMITTED IN NEW JERSEY

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DATE: September 14, 2004

TO: EXAMINER A. CASTRO

1-703-872-9306

FROM: George M. Kaplan, Esq.

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YOUR REF: Serial No. 09/831,435

OUR REF: 821-33

MESSAGE:

Enclosed, please find a REQUEST FOR CORRECTION AND REISSUANCE OF THE OFFICE ACTION. Please confirm receipt of these documents by return facsimile. Thank you

Thank you.
George M. Kaplan

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DILWORTH & BARRESE, LLP

ATTORNEYS AT LAW

333 EARLE OVINGTON BOULEVARD
UNIONDALE, NEW YORK 11553
TELEPHONE: (516) 228-8484

FACSIMILE: (516) 228-8516
e-mail: iplaw@dilworthbarrese.com

ADRIAN T. CALDERONE
GEORGE M. KAPLAN
MICHAEL J. MUSELLA
WENDY A. GREENSEICH
MICHAEL E. CARMEN

DOUGLAS M. OWENS III
JOHN F. GALLAGHER III
JEFF KIRSHNER
JONGWON KIM*
ELIZABETH M. STOVER**

*ADMITTED IN CONNECTICUT
**ADMITTED IN NEW JERSEY

PETER G. DILWORTH
ROCCO S. BARRESE
PAUL J. FARRELL

OF COUNSEL
ANN R. FOKALSKY

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REQUEST FOR CORRECTION AND REISSUANCE OF OFFICE ACTION

It is respectfully requested the Office Action mailed August 24, 2004 by the Patent and Trademark Office in the above-identified application be corrected and reissued for the following reasons.

The Office Action fails to examine pending Claims 36, 45 and 46 on the merits. Accordingly, it is respectfully requested the Office Action be corrected to examine pending Claims 36, 45 and 46, and with the response period being reset to run from the date of mailing of the corrected Office Action.

Respectfully submitted,


George M. Kaplan, Esq.

Reg. No. 28,375

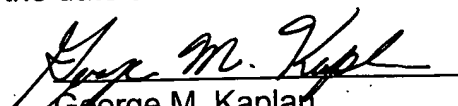
Attorney for Applicant(s)

DILWORTH & BARRESE
333 Earle Ovington Blvd.
Uniondale, NY 11553
(516) 228-8484

CERTIFICATE OF FACSIMILE

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office (1-703-872-9306) on the date shown below.

Dated: September 14, 2004


George M. Kaplan